HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

W.P.No.21008 of 1998

Dated 26th day of March, 2007

Between:

Smt. B. Indranamma .. Petitioner

And

The Revenue Divisional Officer,
Tirupati, Chittoor District
and another .. Respondents

O R D E R:

This writ petition is filed seeking a mandamus to declare the action of the respondents in attempting to dispossess the petitioner from the land admeasuring Ac.0.70 cents in S.No.279-3A/6 situated in Varadaiahpalem village, as arbitrary and illegal.

The brief facts of the case are that the father of the petitioner's husband divided his property and the land of an extent of Ac.0.70 cents in S.No.279-3A/6 in Vardaiahpalem village, Chittoor District and certain other lands fell to the share of the husband of the petitioner. When the petitioner's husband requested the then Tahsildar, Satyavedu to transfer the patta of the lands in his favour, the Tahsildar, after conducting necessary enquiry, issued orders dated 8.11.1992 transferring the patta and granted Patta No.2 to him. Since the death of the petitioner's husband on 10.5.1992, the petitioner has been in possession and enjoyment of the land and paying land revenue regularly and the Government issued her pattadar passbook and title deed of the land. Now, the petitioner's grievance is that the respondents, without following due process of law, are trying to dispossess her from the land in question.

In spite of the fact that notices were served on the respondents, they have chosen to file any counter affidavit.

Having heard the learned counsel for the petitioner and perused the material placed on record, this Court deems it appropriate to direct the respondents not to dispossess the petitioner from the land in question without following the procedure prescribed under law.

With the above direction, the writ petition is disposed of. No costs.

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26.03.2007

bcj